

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House
(317) 232-9855

FISCAL IMPACT STATEMENT

LS 7064

BILL NUMBER: HB 2016

DATE PREPARED: Dec 23, 2000

BILL AMENDED:

SUBJECT: Court Fee Allocations.

FISCAL ANALYST: Mark Goodpaster

PHONE NUMBER: 232-9852

FUNDS AFFECTED: X **GENERAL**
DEDICATED
FEDERAL

IMPACT: State & Local

STATE IMPACT	FY 2001	FY 2002	FY 2003
State Revenues		(12,526,394)	(12,526,394)
State Expenditures			
Net Increase (Decrease)		(12,526,394)	(12,526,394)

LOCAL IMPACT	CY 2001	CY 2002	CY 2003
Local Revenues	6,263,197	12,526,394	12,526,394
Local Expenditures			
Net Increase (Decrease)	6,263,197	12,526,394	12,526,394

Summary of Legislation: This bill reallocates the distribution of certain court fees collected by the clerk of a circuit court as follows: (1) 47% distributed to the Auditor of State as the state share; (2) 44% retained by the county auditor as the county share; and (3) 9% for distribution to municipalities located in the county. It provides that the fees subject to reallocation are: (1) criminal costs fees; (2) infraction or ordinance violation costs fees; (3) juvenile costs fees; (4) civil costs fees; (5) small claims costs fees; (6) probate costs fees; and (7) deferred prosecution fees.

Effective Date: July 1, 2001.

Explanation of State Expenditures:

Explanation of State Revenues: This bill would result in a revenue loss of \$12.5 M to the State General Fund if the percentage that the State General Fund receives is reduced from the current 70% to 47%.

Explanation of Local Expenditures:

Explanation of Local Revenues: Under current law, 27% of the court fees collected from the courts of record are deposited in the county general funds. If local law enforcement agencies of a municipality in a county prosecute 50% or more of the local ordinance violations in the county's courts of record, 3% of the court fees in that county are deposited in that municipality's general fund. As proposed, 44% of the fees collected would be deposited in the county general fund and 9% would be deposited in the municipal general fund. The potential revenue increase for local governments would be \$12.5 M.

State Agencies Affected:

Local Agencies Affected: Counties and municipalities.

Information Sources: 1999 Judicial Report.